

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Agricultural Marketing Department – Departmental proceedings initiated against Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli & Selection Grade Secretary(Retired), A.M.C., Undi for allegation of irregularities in allotment of shops at N.T.R. Market Yard, Anakapalli - Awarding of penalty - Orders - Issued.

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AGRICULTURE & COOPERATION (VIG.II) DEPARTMENT

G.O.Rt.No. 824

Dated: 22-06-2010

Read the following:-

1. From C&DOAM, Hyd. Lr.No.DS(1)5532/2005, dt.22-03-2007.
2. GORt. No.966, Agri. & Coop. (Vig.II)Dept., dt.28-07-2007.
3. From Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli, Written statement of defence, dt.Nil.
4. Govt.Memo No.10803/Vig.II(1)/2005-10, dt.09-09-2008.
5. From Inquiry Officer, O/o C&DOAM, Hyderabad, Inquiry Report, dt.25-07-2009.
6. Govt.Memo No.10803/Vig.II(1)/2005-16, dt.29-08-2009.
7. From Sri D. Appa Rao, Selection Grade Secretary(Retired), Representation dt.21-09-2009.
8. Govt.Memo No.10803/Vig.II(1)/2005-17, dt.07-01-2010.
9. From Sri D. Appa Rao, Selection Grade Secretary(Retired), Representation dt.25-01-2010.
10. Govt.Letter No.10803/Vig.II(1)/2005-129, dt.29-03-2010.
11. From the Secretary, APPSC, Hyd. Lr.No.568/RT-I/3/2010, dt.20-05-2010.

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ORDER:

It was brought to the notice of the Government that Sri D. Appa Rao, while working as Selection Grade Secretary, at A.M.C., Anakapalli had committed certain irregularities in allotment of shops at N.T.R. Agricultural Market Yard, Anakapalli. Accordingly, Government, in reference 2nd read above, initiated disciplinary proceedings by framing the following article of charge against the above Accused Officer:-

Article of Charge: *"That Sri Dadala Appa Rao, Ex-Selection Grade Secretary, A.M.C. Anakapalli, presently working as Selection Grade Secretary, A.M.C., Undi has committed certain irregularities in the allotment of Shops at NTR Agricultural Market Yard, Anakapalli. Sri D. Appa Rao, took charge as Selection Grade Secretary at A.M.C., Anakapalli on 26-08-2003 allotted the shops through issuing a circular instead of issuing provisional allotment proceedings duly stating the terms and conditions. He has not supplied a copy of approved specimen Agreement to the allottees, so as to enable them to execute the Agreement on valid stamp paper. Sri D. Appa Rao has handed over physical possession of the shops without insisting valid Agreement on valid stamp paper benefiting the traders in avoiding several lawful conditions and in paying Rents also. The shop wise allotment was also not recorded in a Permanent Register and not obtained signature of the original allottee of shop in the records. Some benami persons acknowledged the receipt of the circular in which the allotment of shops intimated. There is no specific date of handing over of shop keys to the Allottee and such allotment was not approved by the market committee in its resolution. No such resolution was recorded in the minutes of the meeting of the A.M.C., Anakapalli. This clearly shows his gross negligence and dereliction in performing of his legitimate duties. His action is unbecoming on part of the employee and thereby he violated Rule 3 of the A.P.C.S (Conduct) Rule 1964."*

2. The Charged Officer, Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli has submitted his written statement of defence denying the charge framed against him.

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3. As the written statement of defence was not found convincing, Government have appointed Additional Director of Marketing, O/o Commissioner & Director of Agricultural Marketing, Hyderabad as Inquiry Authority to conduct a regular inquiry into the charge framed against the Charged Officer Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli. The Inquiry Officer, after conducting regular inquiry, has submitted the Inquiry Report concluding that the charge is partially held proved against the Charged Officer Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli.
4. In the reference 6th read above, while communicating a copy of the inquiry report, Sri D. Appa Rao, Selection Grade Secretary(now retired) was requested to submit his representation, if any, on the findings of the Inquiry Officer in the above disciplinary case. Accordingly, the Charged Officer has submitted his representation on the findings of the Inquiry Officer.
5. Government have examined the matter carefully with reference to the record of inquiry and representation of the Charged Officer on the findings of the inquiry officer and provisionally decided to impose a penalty of withholding 1% pension for a period of three years against Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli & Selection Grade Secretary(Retired), A.M.C., Undi under Rule 9 of A.P.Revised Pension Rules, 1980. Accordingly, in the reference 8th read above, Sri D. Appa Rao, Selection Grade Secretary(Retired) was requested to show cause as to why a penalty of withholding 1% pension for a period of three years should not be imposed against him under Rule 9 of A.P.Revised Pension Rules, 1980.
6. In the reference 9th read above, Sri D. Appa Rao, Selection Grade Secretary(Retired) has submitted his representation to the Show Cause Notice and requested to drop further action against him.
7. Government, after careful examination of the entire matter, have decided to confirm the provisional decision to impose a penalty of withholding 1% pension for a period of three years against Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli & Selection Grade Secretary(Retired), A.M.C., Undi under Rule 9 of A.P.Revised Pension Rules, 1980. Accordingly, Government have consulted the A.P.Public Service Commission for their concurrence vide reference 10th read above.
8. The A.P.Public Service Commission agreed with the proposal of the Government to impose a penalty of withholding 1% pension for a period of three years against Sri D. Appa Rao, Selection Grade Secretary(Retired) under Rule 9 of A.P.Revised Pension Rules, 1980 vide reference 11th read above.
9. Government, after careful examination of the matter, have decided to impose a penalty of withholding 1% pension for a period of three years against Sri D. Appa Rao, Selection Grade Secretary(Retired) under Rule 9 of A.P.Revised Pension Rules, 1980.
10. Accordingly, Government hereby impose penalty of withholding 1% pension for a period of three years against Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli & Selection Grade Secretary(Retired), A.M.C., Undi under Rule 9 of A.P.Revised Pension Rules, 1980.
11. The Commissioner and Director of Agricultural Marketing, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

K. R. KISHORE
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri D. Appa Rao, Ex-Selection Grade Secretary, A.M.C., Anakapalli &
Selection Grade Secretary(Retired), A.M.C., Undi
(Through: The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad)

Copy to:-

The Commissioner & Director of Agricultural Marketing, A.P., Hyderabad.
The Secretary, A.P.Public Service Commission, Hyderabad.
Sc/Sf.

// FORWARDED :: BY ORDER //

SECTION OFFICER